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9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**
11 **SAN FRANCISCO DIVISION**
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13 EXPRESS MOBILE, INC.,

14 Plaintiff,

15 vs.

16 WIX.COM, LTD. and WIX.COM, INC.,

17 Defendants.
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Case No. 3:19-cv-06559-RS

**STIPULATION AND ORDER
REGARDING SCHEDULING OF
PLAINTIFF'S MOTION TO DISQUALIFY
DEFENSE COUNSEL**

1 All parties respectfully submit this Stipulation to adjust the briefing and hearing dates
2 regarding Plaintiff's Motion to Disqualify Counsel for Defendants (the "Motion") filed on April 3,
3 2020 and currently set for hearing on May 14, 2020. This Stipulation is supported by the
4 accompanying Declaration of Sean M. SeLegue.

5 1. In light of pre-existing commitments of defense counsel as well as counsel for
6 Finnegan, Henderson, Farabow, Garrett & Dunner LLP, subject of the disqualification motion, as
7 well as the Passover holiday, the parties have stipulated to request that the deadline to oppose the
8 Motion be extended two weeks from April 17, 2020 to May 1, 2020 and the deadline for Plaintiff's
9 reply likewise be extended two weeks from April 24, 2020 to May 8, 2020.

10 2. The parties also request that the hearing date be rescheduled to May 28, 2020 at 1:30
11 p.m. or, alternatively, to June 4 or June 11, 2020, at 1:30 p.m.

12 3. The parties previously agreed to an extension of Defendants' deadline to answer or
13 otherwise respond to Plaintiff's Complaint (*see* ECF No. 17), and the Court, pursuant to stipulation,
14 rescheduled the Initial Case Management Conference (*see* ECF No. 18).

15 4. The requested time modifications will not otherwise affect the schedule in this case.
16

17 Dated: April 13, 2020

ARNOLD & PORTER KAYE SCHOLER LLP

18 By: /s/ Sean M. SeLegue
19 Sean M. SeLegue

20 *Attorneys for*
21 FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, LLP

22 Dated: April 13, 2020

STEPTOE & JOHNSON LLP

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EXPRESS MOBILE, INC.

1 Dated: April 13, 2020

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8 WIX.COM, LTD. and WIX.COM, INC.

9 **ATTESTATION OF E-FILER**

10 In compliance with Civil Local Rule 5-1(i)(3), the undersigned ECF user whose
11 identification and password are being used to file this document, hereby attests that all signatories
12 listed herein, and on whose behalf this filing is submitted, have conferred about the content of this
13 document and have authorized this filing.

14
15 /s/ Sean M. SeLegue
Sean M. SeLegue


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PURSUANT TO STIPULATION, IT IS ORDERED AS FOLLOWS:

The deadline to oppose Plaintiff’s Motion to Disqualify Counsel for Defendants (the “Motion”) is extended to May 1, 2020. The deadline for Plaintiff’s reply is extended to May 8, 2020.

The hearing on the Motion is rescheduled to June 4, 2020, at 1:30 p.m.

Dated: April 13, 2020


THE HON. RICHARD SEEBORG
United States District Judge